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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 TONY L. CUNNINGHAM,

10 Petitioner,

11 vs.

12 BRIAN E. WILLIAMS, et al.,

13 Respondents.
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Case No. 2:16-cv-00388-APG-CWH

ORDER

15 Petitioner has submitted an application to proceed in forma pauperis (#1) and a petition for a
16 writ of habeas corpus pursuant to 28 U.S.C. § 2254. The court finds that petitioner is able to pay the
17 full filing fee of five dollars (\$5.00).

18 IT IS THEREFORE ORDERED that the application to proceed in forma pauperis (#1) is
19 **DENIED**. Petitioner shall have thirty (30) days from the date that this order is entered to have the
20 filing fee of five dollars (\$5.00) sent to the clerk of the court. Failure to comply will result in the
21 dismissal of this action.

22 IT IS FURTHER ORDERED that the clerk of the court shall send petitioner two copies of
23 this order. Petitioner is ordered to make the necessary arrangements to have one copy of this order
24 attached to the check paying the filing fee.

25 DATED: February 25, 2016.

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28 **ANDREW P. GORDON**
United States District Judge